

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Yasuharu Nishimura et al.

Group Art Unit : 1643

Appl. No. : 10/577,343

Examiner : Lynn Anne BRISTOL

Filed : March 5, 2007

**Confirmation No. : 4864**

For : DIAGNOSTIC AGENT FOR MALIGNANT MELANOMA

**NOTICE OF APPEAL**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop Amendment  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated May 4, 2009 finally rejecting claims 3-5, 7, and 8.

The fee for filing a Notice of Appeal as set forth in 37 C.F.R. § 41.20(b) is being paid concurrently herewith. The U.S. Patent and Trademark Office is hereby authorized to charge any additional fees, or credit any overpayment, to Deposit Account No. 19-0089.

If there are any questions about this application, the Examiner is invited to contact the undersigned at the telephone number listed below.

Respectfully Submitted,  
Yasuharu Nishimura et al.

  
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August 4, 2009  
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